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Attorneys for Defendant and Counterclaimant  
THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

GENENTECH, INC.,

Plaintiff and Counterclaim  
Defendant

v.

THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA,

Defendant and Counterclaimant

Case No. 5:10-cv-02037-LHK (PSG)

Hon. Paul S. Grewal

Dept: Courtroom 5, Fourth Floor

Date Comp. Filed: May 11, 2010

Trial Date: None Set.

**~~PROPOSED~~ ORDER GRANTING  
GENENTECH'S ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL  
EXHIBITS TO ITS MOTION TO  
COMPEL ADDITIONAL DEPOSITION  
TIME WITH DR. GREENE**

As set forth in Genentech's Administrative Motion To File Under Seal (A) Portions of Plaintiff's Motion to Compel Additional Deposition Time and (B) Certain Exhibits Thereto, Genentech has lodged with the Court the underlying letter brief and Exhibits D, O, P, R, S, T, U, V, W, and X. For the reasons set forth in the motion and the University's later filed declaration supporting seal for portions of Exhibits D, V, W, and X, and for good cause shown, Genentech's motion is GRANTED IN PART and DENIED IN PART as follows:

- Genentech's brief shall be filed in the public record.
- Exhibits O, P, R, and S thereto shall also be filed in the public record.
- A version of Exhibit D shall be filed in the public record, provided that the line of text in Exhibit D over which the University is claiming privilege shall be redacted before Exhibit D is filed.
- A version of Exhibit V shall be filed in the public record, subject to it being redacted so as to omit or redact uncited material including specifically that contained on page 241, line 8 to 242, line 25.
- Versions of Exhibits W and X shall be filed in the public record, subject to pages and passages that are not specifically cited in Genentech's brief being first removed and/or redacted.

**IT IS SO ORDERED.**

DATED: October 13, 2011



HONORABLE PAUL S. GREWAL  
UNITED STATES MAGISTRATE JUDGE